

**TRANSMITTAL
FORM**

(to be used for all correspondence after initial filing)

| | | |
|---|------------------------|-------------------|
| TRANSMITTAL FORM (to be used for all correspondence after initial filing) | Application Number | 09/725,030 |
| | Filing Date | November 29, 2000 |
| | First Named Inventor | Ashley S. Davis |
| | Art Unit | 1653 |
| Total Number of Pages in This Submission | Examiner Name | David Lukton |
| | Attorney Docket Number | CSKL0003-100 |

ENCLOSURES (check all that apply)

| | | |
|--|---|---|
| <input type="checkbox"/> Fee Transmittal Form <input checked="" type="checkbox"/> Fee Attached/Authorized <input type="checkbox"/> Amendment / Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/ Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53 | <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input checked="" type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence, <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD (Replacement Sequence Listing), Number of CD(s) <input type="checkbox"/> Landscape Table on CD | <input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): 1. Attachment A - Authorization for Extension of Time all replies dated May 6, 2005; 2. Attachment B - Copy of returned, stamped postcard providing authorization to Deposit Account No. 50-1275 in the amount of \$1,030.00 dated May 26, 2006; and 3. Attachment C - Copy of completed Office-provided issue fee transmittal form (where no issue fee has been submitted) dated May 26, 2006. |
| Remarks EXPRESS MAIL LABEL NO: EV772144096US DATE OF DEPOSIT: 9/12/2006 EV772144096US | | |

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

| | | | |
|--------------|------------------------|----------|--------|
| Firm | Cozen O'Connor, P.C. | | |
| Signature | | | |
| Printed Name | Paul K. Legaard, Ph.D. | | |
| Date | 12 SEPTEMBER 2006 | Reg. No. | 38,534 |

CERTIFICATE OF TRANSMISSION/MAILING

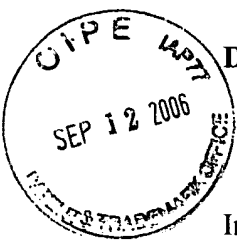
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.

| | | | |
|-----------------------|--|------|--|
| Signature | | | |
| Typed or printed name | | Date | |

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

11W
DAC



DOCKET NO.: CSKL0003-100

PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventors: Ashley Stuart Davis et al.

Serial No.: 09/725,030

Examiner: Lukton, David

Filing Date: November 29, 2000

Art Unit: 1654

Title: Anti-S-Phase Tubulin Ligands

EXPRESS MAIL LABEL NO: EV772144096US

DATE OF DEPOSIT: 12 SEPTEMBER 2006

MAIL STOP ISSUE FEE

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Sir:

**Petition to Withdraw Holding of Abandonment
37 CFR §1.181(a)**

Applicants hereby request that the Notice of Abandonment mailed on July 28, 2006 be withdrawn in view of the timely filed Issue Fee payment authorized on May 26, 2006. The following is a list of events that occurred prior to the issuance of the Notice of Abandonment.

Applicants acknowledge that a Notice of Allowance and Issue Fee Due was issued by the Patent Office on February 28, 2006. In response to the outstanding Notice of Allowance, Applicants' attorney of record authorized the Issue Fee payment in the amount of \$1,030.00, that was required in this application, on May 26, 2006. A copy of the Extension of Time providing a general authorization to Deposit Account No. 50-1275 is attached (Attachment A). Also attached is a copy of the returned, stamped postcard providing authorization to Deposit Account No. 50-1275 in the amount of \$1,030.00 (Attachment B), showing receipt by the Patent Office. Also attached is a copy of the completed Office-provided issue fee transmittal form (where no issue fee has been submitted) (Attachment C).

In accordance with 37 CFR § 1.311(b)(2), Applicants' attorney made a good faith effort to submit payment of the issue fee within the time limit allotted and before the due date of May 30, 2006. Applicants earnestly request that the Notice of Abandonment in this application be withdrawn and the application be reinstated and passed to issuance in due course.

Should the Commissioner conclude that the application has gone abandoned and that Applicants did not authorize payment of their issue fee timely, please treat this paper as a contingent Petition to Revive the Application under 37 C.F.R. §1.137(b). Any delay in paying the issue fee in the above-identified application was unintentional.

If this paper is treated as a Petition to Revive under 37 C.F.R. §1.137(b), please charge the above-referenced deposit account in the amount of the petition fee set forth in 37 C.F.R. §1.17(m) and the issue fee amount. The Issue Fee Due Form (PTOL-85B) is appended hereto for informational purposes. Please reference Atty. Docket No.: CSKL0003-100 when charging the deposit account.

The undersigned, Paul K. Legaard, being hereby warned that willful false statements and the like so made are punishable by fine or imprisonment or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application resulting therefrom.

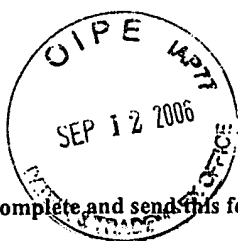
Respectfully submitted,



Paul K. Legaard, Ph.D.
Registration No. 38,534

Dated: 12 SEPTEMBER 2006

Cozen O'Connor
1900 Market Street, 5th Floor
Philadelphia, PA 19103
Tel: 215-665-6914
Fax: 215-665-2013



PART B - FEE(S) TRANSMITTAL

Complete and send this form, together with applicable fee(s), to: **Mail** Mail Stop ISSUE FEE
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450
or **Fax** (571)-273-2885

INSTRUCTIONS: This form should be used for transmitting the ISSUE FEE and PUBLICATION FEE (if required). Blocks 1 through 5 should be completed where appropriate. All further correspondence including the Patent, advance orders and notification of maintenance fees will be mailed to the current correspondence address as indicated unless corrected below or directed otherwise in Block 1, by (a) specifying a new correspondence address; and/or (b) indicating a separate "FEE ADDRESS" for maintenance fee notifications.

CURRENT CORRESPONDENCE ADDRESS (Note: Use Block 1 for any change of address)

Note: A certificate of mailing can only be used for domestic mailings of the Fee(s) Transmittal. This certificate cannot be used for any other accompanying papers. Each additional paper, such as an assignment or formal drawing, must have its own certificate of mailing or transmission.

7590

02/28/2006

Cytoskeleton Inc.
c/o Ashley Davis
1830 S. Acoma St.
Denver, CO 80223

Certificate of Mailing or Transmission
I hereby certify that this Fee(s) Transmittal is being deposited with the United States Postal Service with sufficient postage for first class mail in an envelope addressed to the Mail Stop ISSUE FEE address above, or being facsimile transmitted to the USPTO (571) 273-2885, on the date indicated below.

(Depositor's name)

(Signature)

(Date)

Express Mail Label No: EV770975122US
Date of Deposit: May 26, 2006

| APPLICATION NO. | FILING DATE | FIRST NAMED INVENTOR | ATTORNEY DOCKET NO. | CONFIRMATION NO. |
|-----------------|-------------|----------------------|---------------------|------------------|
| 09/725,030 | 11/29/2000 | Ashley Stuart Davis | | 8960 |

TITLE OF INVENTION: ANTI-S-PHASE TUBULIN LIGANDS

| APPLN. TYPE | SMALL ENTITY | ISSUE FEE | PUBLICATION FEE | TOTAL FEE(S) DUE | DATE DUE |
|----------------|--------------|-----------|-----------------|------------------|------------|
| nonprovisional | YES | \$700 | \$300 | \$1000 | 05/30/2006 |

| EXAMINER | ART UNIT | CLASS-SUBCLASS |
|---------------|----------|----------------|
| LUKTON, DAVID | 1654 | 514-019000 |

1. Change of correspondence address or indication of "Fee Address" (37 CFR 1.563).

☒ Change of correspondence address (or Change of Correspondence Address form PTO/SB/122) attached.

☐ "Fee Address" indication (or "Fee Address" Indication form PTO/SB/47; Rev 03-02 or more recent) attached. Use of a Customer Number is required.

2. For printing on the patent front page, list

(1) the names of up to 3 registered patent attorneys or agents OR, alternatively,

(2) the name of a single firm (having as a member a registered attorney or agent) and the names of up to 2 registered patent attorneys or agents. If no name is listed, no name will be printed.

1 Cozen O'Connor, P.C.

2

3

3. ASSIGNEE NAME AND RESIDENCE DATA TO BE PRINTED ON THE PATENT (print or type)

PLEASE NOTE: Unless an assignee is identified below, no assignee data will appear on the patent. If an assignee is identified below, the document has been filed for recordation as set forth in 37 CFR 3.11. Completion of this form is NOT a substitute for filing an assignment.

(A) NAME OF ASSIGNEE

Cytoskeleton Inc.

(B) RESIDENCE: (CITY and STATE OR COUNTRY)

Denver, CO

Please check the appropriate assignee category or categories (will not be printed on the patent): ☐ Individual ☒ Corporation or other private group entity ☐ Government

4a. The following fee(s) are enclosed:

☒ Issue Fee

☒ Publication Fee (No small entity discount permitted)

☒ Advance Order - # of Copies 10

4b. Payment of Fee(s):

☐ A check in the amount of the fee(s) is enclosed.

☐ Payment by credit card. Form PTO-2038 is attached.

☐ The Director is hereby authorized by charge the required fee(s), or credit any overpayment, to Deposit Account Number _____ (enclose an extra copy of this form).

5. Change in Entity Status (from status indicated above)

☒ a. Applicant claims SMALL ENTITY status. See 37 CFR 1.27.

☐ b. Applicant is no longer claiming SMALL ENTITY status. See 37 CFR 1.27(g)(2).

The Director of the USPTO is requested to apply the Issue Fee and Publication Fee (if any) or to re-apply any previously paid issue fee to the application identified above. NOTE: The Issue Fee and Publication Fee (if required) will not be accepted from anyone other than the applicant; a registered attorney or agent; or the assignee or other party in interest as shown by the records of the United States Patent and Trademark Office.

Authorized Signature

Paul K. Legaard

Date May 26, 2006

Typed or printed name Paul K. Legaard, Ph.D.

Registration No. 38,534

This collection of information is required by 37 CFR 1.311. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, Virginia 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450.

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

ATTACHMENT A

Authorization for Extension of Time all replies dated May 6, 2005

This application is officially maintained in electronic form. To View: Click the desired Document Description. To Download and Print: Check the desired document(s) and click Start Download.

Available Documents

| Mail Room Date | Document Description | Document Category | Page Count |
|----------------|---|--------------------|------------|
| 07-28-2006 | Abandonment | PROSECUTION | 2 |
| 07-26-2006 | Bibliographic Data Sheet | PROSECUTION | 1 |
| 07-24-2006 | Communication - Re: Power of Attorney (PTOL-308) | PROSECUTION | 2 |
| 05-26-2006 | Issue Fee Payment Recorded | PROSECUTION | 1 |
| 05-26-2006 | Power of Attorney | PROSECUTION | 1 |
| 02-28-2006 | Notice of Allowance and Fees Due (PTOL-85) | PROSECUTION | 3 |
| 02-28-2006 | Notice of Allowance and Fees Due (PTOL-85) | PROSECUTION | 3 |
| 02-28-2006 | Bibliographic Data Sheet | PROSECUTION | 1 |
| 02-28-2006 | Issue Information including classification, examiner, name, claim, renumbering, etc. | PROSECUTION | 1 |
| 02-28-2006 | Search information including classification, databases and other search related notes | PROSECUTION | 1 |
| 02-15-2006 | Fee Worksheet (PTO-875) | PROSECUTION | 1 |
| 02-08-2006 | Supplemental Response or Supplemental Amendment | PROSECUTION | 3 |
| 02-08-2006 | Claims | PROSECUTION | 2 |
| 02-08-2006 | Applicant Arguments/Remarks Made in an Amendment | PROSECUTION | 1 |
| 02-06-2006 | Examiner's search strategy and results | PROSECUTION | 2 |
| 01-26-2006 | Request for Continued Examination (RCE) | PROSECUTION | 1 |
| 01-26-2006 | Preliminary Amendment | PROSECUTION | 1 |
| 01-26-2006 | Claims | PROSECUTION | 2 |
| 01-26-2006 | Applicant Arguments/Remarks Made in an Amendment | PROSECUTION | 3 |
| 01-26-2006 | Miscellaneous Incoming Letter | PROSECUTION | 2 |
| 10-31-2005 | Final Rejection | PROSECUTION | 15 |
| 10-31-2005 | List of references cited by examiner | PROSECUTION | 2 |
| 10-31-2005 | NPL Documents | PRIOR ART | 9 |
| 10-31-2005 | NPL Documents | PRIOR ART | 11 |
| 10-31-2005 | NPL Documents | PRIOR ART | 13 |
| 10-31-2005 | NPL Documents | PRIOR ART | 11 |
| 10-31-2005 | NPL Documents | PRIOR ART | 16 |
| 10-31-2005 | NPL Documents | PRIOR ART | 9 |
| 10-31-2005 | NPL Documents | PRIOR ART | 13 |
| 10-31-2005 | Search information including classification, databases and other search related notes | PROSECUTION | 1 |
| 08-18-2005 | Fee Worksheet (PTO-875) | PROSECUTION | 1 |
| 08-18-2005 | Amendment - After Non-Final Rejection | PROSECUTION | 9 |
| 08-18-2005 | Rule 130 or 132 Affidavits | PROSECUTION | 2 |
| 08-18-2005 | Transmittal to TC | PROSECUTION | 2 |
| 05-24-2005 | Non-Final Rejection | PROSECUTION | 9 |
| 05-24-2005 | Search information including classification, databases and other search related notes | PROSECUTION | 1 |
| 05-06-2005 | Fee Worksheet (PTO-875) | PROSECUTION | 1 |
| 05-06-2005 | Request for Continued Examination (RCE) | PROSECUTION | 1 |
| 05-06-2005 | Amendment Submitted/Entered with Filing of CPA/RCE | PROSECUTION | 1 |
| 05-06-2005 | Claims | PROSECUTION | 1 |
| 05-06-2005 | Applicant Arguments/Remarks Made in an Amendment | PROSECUTION | 3 |
| 05-06-2005 | Transmittal to TC | PROSECUTION | 2 |
| 05-06-2005 | Authorization for Extension of Time all replies | PROSECUTION | 2 |
| 05-06-2005 | Extension of Time | PROSECUTION | 1 |
| 04-08-2005 | Advisory Action (PTOL-303) | PROSECUTION | 6 |

| | | | |
|------------|---|-------------|----|
| 10-12-2004 | Notice of Appeal Filed | PROSECUTION | 1 |
| 10-12-2004 | Extension of Time | PROSECUTION | 1 |
| 10-12-2004 | Transmittal to TC | PROSECUTION | 2 |
| 10-06-2004 | Miscellaneous Incoming Letter | PROSECUTION | 1 |
| 07-07-2004 | Amendment After Final | PROSECUTION | 1 |
| 07-07-2004 | Claims | PROSECUTION | 4 |
| 05-05-2004 | Advisory Action (PTOL-303) | PROSECUTION | 3 |
| 04-30-2004 | Miscellaneous Incoming Letter | PROSECUTION | 5 |
| 04-22-2004 | Amendment After Final | PROSECUTION | 2 |
| 04-14-2004 | Miscellaneous Incoming Letter | PROSECUTION | 1 |
| 04-14-2004 | Miscellaneous Incoming Letter | PROSECUTION | 3 |
| 04-14-2004 | Amendment After Final | PROSECUTION | 1 |
| 04-14-2004 | Specification | PROSECUTION | 1 |
| 04-07-2004 | Final Rejection | PROSECUTION | 19 |
| 04-07-2004 | Search information including classification, databases and other search related notes | PROSECUTION | 1 |
| 01-28-2004 | Amendment - After Non-Final Rejection | PROSECUTION | 3 |
| 01-28-2004 | Claims | PROSECUTION | 5 |
| 01-24-2004 | Amendment - After Non-Final Rejection | PROSECUTION | 3 |
| 01-24-2004 | Claims | PROSECUTION | 6 |
| 01-09-2004 | Miscellaneous Action with SSP | PROSECUTION | 4 |
| 01-05-2004 | Miscellaneous Incoming Letter | PROSECUTION | 5 |
| 12-09-2003 | Amendment - After Non-Final Rejection | PROSECUTION | 4 |
| 12-09-2003 | Claims | PROSECUTION | 3 |
| 11-07-2003 | Miscellaneous Action with SSP | PROSECUTION | 4 |
| 09-02-2003 | Amendment - After Non-Final Rejection | PROSECUTION | 1 |
| 09-02-2003 | Claims | PROSECUTION | 2 |
| 09-02-2003 | Miscellaneous Incoming Letter | PROSECUTION | 4 |
| 08-25-2003 | Examiner Interview Summary Record (PTOL - 413) | PROSECUTION | 4 |
| 07-28-2003 | Amendment - After Non-Final Rejection | PROSECUTION | 1 |
| 07-28-2003 | Claims | PROSECUTION | 3 |
| 07-28-2003 | Applicant Arguments/Remarks Made in an Amendment | PROSECUTION | 2 |
| 06-24-2003 | NPL Documents | PRIOR ART | 9 |
| 06-24-2003 | NPL Documents | PRIOR ART | 63 |
| 06-24-2003 | NPL Documents | PRIOR ART | 11 |
| 06-24-2003 | Non-Final Rejection | PROSECUTION | 16 |
| 06-24-2003 | List of references cited by examiner | PRIOR ART | 2 |
| 06-24-2003 | NPL Documents | PRIOR ART | 10 |
| 03-31-2003 | Petition Decision | PROSECUTION | 1 |
| 02-25-2003 | Miscellaneous Incoming Letter | PROSECUTION | 1 |
| 02-25-2003 | Petition Decision | PROSECUTION | 8 |
| 02-25-2003 | Amendment - After Non-Final Rejection | PROSECUTION | 1 |
| 02-25-2003 | Claims | PROSECUTION | 2 |
| 02-25-2003 | Applicant Arguments/Remarks Made in an Amendment | PROSECUTION | 1 |
| 02-25-2003 | Specification | PROSECUTION | 18 |
| 02-25-2003 | Claims | PROSECUTION | 1 |
| 02-25-2003 | Abstract | PROSECUTION | 1 |
| 02-11-2003 | Petition Decision | PROSECUTION | 2 |
| 12-24-2002 | Petition Entered | PROSECUTION | 2 |
| 12-24-2002 | Miscellaneous Incoming Letter | PROSECUTION | 1 |
| 12-20-2002 | Petition Entered | PROSECUTION | 2 |
| 12-20-2002 | Miscellaneous Incoming Letter | PROSECUTION | 1 |
| 12-13-2002 | Petition Decision | PROSECUTION | 4 |
| 11-06-2002 | Miscellaneous Incoming Letter | PROSECUTION | 1 |

| | | | |
|------------|---|-------------|----|
| 10-10-2002 | Petition Entered | PROSECUTION | 3 |
| 10-10-2002 | Amendment - After Non-Final Rejection | PROSECUTION | 1 |
| 10-10-2002 | Applicant Arguments/Remarks Made in an Amendment | PROSECUTION | 1 |
| 08-22-2002 | Amendment - After Non-Final Rejection | PROSECUTION | 1 |
| 08-22-2002 | Applicant Arguments/Remarks Made in an Amendment | PROSECUTION | 1 |
| 08-22-2002 | Petition Entered | PROSECUTION | 3 |
| 08-22-2002 | Miscellaneous Incoming Letter | PROSECUTION | 3 |
| 08-01-2002 | Amendment - After Non-Final Rejection | PROSECUTION | 1 |
| 08-01-2002 | Applicant Arguments/Remarks Made in an Amendment | PROSECUTION | 1 |
| 08-01-2002 | Miscellaneous Incoming Letter | PROSECUTION | 1 |
| 12-27-2001 | Non-Final Rejection | PROSECUTION | 7 |
| 12-27-2001 | List of References cited by applicant and considered by examiner | PRIOR ART | 1 |
| 10-18-2001 | Amendment - After Non-Final Rejection | PROSECUTION | 1 |
| 10-18-2001 | Applicant Arguments/Remarks Made in an Amendment | PROSECUTION | 1 |
| 09-21-2001 | Miscellaneous Action with SSP | PROSECUTION | 3 |
| 08-31-2001 | Miscellaneous Incoming Letter | PROSECUTION | 1 |
| 08-17-2001 | Miscellaneous Incoming Letter | PROSECUTION | 1 |
| 08-17-2001 | Requirement for Restriction/Election | PROSECUTION | 6 |
| 08-17-2001 | Amendment - After Non-Final Rejection | PROSECUTION | 1 |
| 08-17-2001 | Requirement for Restriction/Election | PROSECUTION | 6 |
| 07-20-2001 | Requirement for Restriction/Election | PROSECUTION | 4 |
| 02-26-2001 | Oath or Declaration filed | PROSECUTION | 2 |
| 02-26-2001 | Miscellaneous Incoming Letter | PROSECUTION | 7 |
| 01-11-2001 | Miscellaneous Action with SSP | PROSECUTION | 1 |
| 11-29-2000 | Transmittal letter | PROSECUTION | 3 |
| 11-29-2000 | Drawings | PROSECUTION | 12 |
| 11-29-2000 | Specification | PROSECUTION | 17 |
| 11-29-2000 | Oath or Declaration filed | PROSECUTION | 3 |
| 11-29-2000 | Claims Worksheet (PTO-2022) | PROSECUTION | 1 |
| 11-29-2000 | NPL Documents | PRIOR ART | 15 |
| 11-29-2000 | NPL Documents | PRIOR ART | 12 |
| 11-29-2000 | NPL Documents | PRIOR ART | 7 |
| 11-29-2000 | NPL Documents | PRIOR ART | 5 |
| 11-29-2000 | NPL Documents | PRIOR ART | 12 |
| 11-29-2000 | NPL Documents | PRIOR ART | 68 |
| 11-29-2000 | NPL Documents | PRIOR ART | 7 |
| 11-29-2000 | NPL Documents | PRIOR ART | 13 |
| 11-29-2000 | NPL Documents | PRIOR ART | 28 |
| 11-29-2000 | NPL Documents | PRIOR ART | 12 |
| 11-29-2000 | NPL Documents | PRIOR ART | 24 |
| 11-29-2000 | NPL Documents | PRIOR ART | 11 |
| 11-29-2000 | Issue Information including classification, examiner, name, claim, renumbering, etc. | PROSECUTION | 1 |
| 11-29-2000 | Search information including classification, databases and other search related notes | PROSECUTION | 1 |
| 11-29-2000 | Index of Claims | PROSECUTION | 1 |
| 11-29-2000 | Claims | PROSECUTION | 1 |
| 11-29-2000 | Abstract | PROSECUTION | 1 |
| 11-29-2000 | Fee Worksheet (PTO-875) | PROSECUTION | 1 |
| 11-29-2000 | Fee Worksheet (PTO-875) | PROSECUTION | 1 |
| 11-29-2000 | Claims Worksheet (PTO-2022) | PROSECUTION | 1 |
| 11-29-2000 | Artifact sheet indicating an item has been filed which cannot be scanned | PROSECUTION | 1 |

| | | | |
|------------|-------------------------------|-------------|----|
| 11-29-2000 | Transmittal letter | PROSECUTION | 2 |
| 11-29-2000 | Specification | PROSECUTION | 17 |
| 11-29-2000 | Claims | PROSECUTION | 1 |
| 11-29-2000 | Abstract | PROSECUTION | 1 |
| 11-29-2000 | Drawings | PROSECUTION | 11 |
| 11-29-2000 | Oath or Declaration filed | PROSECUTION | 4 |
| 11-29-2000 | Miscellaneous Incoming Letter | PROSECUTION | 1 |

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215-865-2013

T-715 P.004/008 F-722

MAY 06 2005

PTO/SB/22 (12-04)

Approved for use through 7/31/2008. OMB 0561-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

| | | | |
|--|--|--|--|
| PETITION FOR EXTENSION OF TIME UNDER 37 CFR 1.136(a) FY 2005 (Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4518).) | | Docket Number (Optional) CSKL0003-100 (165911) | |
| Application Number 09/725,030 | | Filed November 29, 2000 | |
| For Anti-S-Phase Tubulin Ligands | | | |
| Art Unit 1653 | | Examiner David Lukton | |

This is a request under the provisions of 37 CFR 1.136(a) to extend the period for filing a reply in the above identified application.

The requested extension and fee are as follows (check time period desired and enter the appropriate fee below):

| | <u>Fee</u> | <u>Small Entity Fee</u> | |
|---|------------|-------------------------|--------|
| <input type="checkbox"/> One month (37 CFR 1.17(a)(1)) | \$120 | \$60 | \$ |
| <input type="checkbox"/> Two months (37 CFR 1.17(a)(2)) | \$450 | \$225 | \$ |
| <input type="checkbox"/> Three months (37 CFR 1.17(a)(3)) | \$1020 | \$510 | \$ |
| <input type="checkbox"/> Four months (37 CFR 1.17(a)(4)) | \$1590 | \$795 | \$ |
| <input checked="" type="checkbox"/> Five months (37 CFR 1.17(a)(5)) | \$2160 | \$1080 | \$1080 |

☒ Applicant claims small entity status. See 37 CFR 1.27.

☐ A check in the amount of the fee is enclosed.

☐ Payment by credit card. Form PTO-2038 is attached.

☐ The Director has already been authorized to charge fees in this application to a Deposit Account.

☒ The Director is hereby authorized to charge any fees which may be required, or credit any overpayment, to Deposit Account Number 50-1276. I have enclosed a duplicate copy of this sheet.

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

I am the ☐ applicant/inventor.

☐ assignee of record of the entire interest. See 37 CFR 3.71
Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96).

☐ attorney or agent of record. Registration Number

☒ attorney or agent under 37 CFR 1.34.

Registration number if acting under 37 CFR 1.34. 38,534

Paul K. Legaard
Signature
Paul K. Legaard
Typed or printed name

May 6, 2005
Date
215-865-8914
Telephone Number

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below.

☒ Total of 1 form is submitted.

This collection of information is required by 37 CFR 1.136(a). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 8 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-8788 and select option 2.

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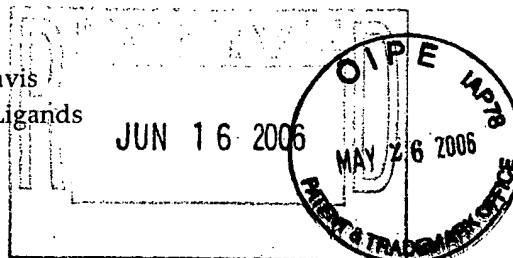
ATTACHMENT B

**Copy of returned, stamped postcard providing authorization to
Deposit Account No. 50-1275 in the amount of \$1,030.00
dated May 26, 2006**

**RECEIVED IN THE UNITED STATES PATENT AND
TRADEMARK OFFICE**

Paper: Issue Fee Transmittal (submitted in duplicate), Power of Attorney executed by Ashely Stuart Davis; Authorization to Charge Deposit Account No. 50-1275 a total amount of \$1,030.00, all filed via Express Mail Label No. EV770975122US.

Applicants: Ashley Stuart Davis
Title: Anti-S-Phase Tubulin Ligands
Serial No: 09/725,030
Filed: November 29, 2000
Docket No.: CSKL0003-100



Date Sent: May 26, 2006

PKLegaard/Imajada

ATTACHMENT C

Copy of completed Office-provided issue fee transmittal form
(where no issue fee has been submitted) dated May 26, 2006

PART B - FEE(S) TRANSMITTAL

Complete and send this form, together with applicable fee(s), to: **Mail** Mail Stop ISSUE FEE
 Commissioner for Patents
 P.O. Box 1450
 Alexandria, Virginia 22313-1450
 or **Fax** (571)-273-2885

INSTRUCTIONS: This form should be used for transmitting the ISSUE FEE and PUBLICATION FEE (if required). Blocks 1 through 5 should be completed where appropriate. All further correspondence including the Patent, advance orders and notification of maintenance fees will be mailed to the current correspondence address as indicated unless corrected below or directed otherwise in Block 1, by (a) specifying a new correspondence address; and/or (b) indicating a separate "FEE ADDRESS" for maintenance fee notifications.

CURRENT CORRESPONDENCE ADDRESS (Note: Use Block 1 for any change of address)

7590

02/28/2006

Cytoskeleton Inc.
 c/o Ashley Davis
 1830 S. Acoma St.
 Denver, CO 80223

Note: A certificate of mailing can only be used for domestic mailings of the Fee(s) Transmittal. This certificate cannot be used for any other accompanying papers. Each additional paper, such as an assignment or formal drawing, must have its own certificate of mailing or transmission.

Certificate of Mailing or Transmission

I hereby certify that this Fee(s) Transmittal is being deposited with the United States Postal Service with sufficient postage for first class mail in an envelope addressed to the Mail Stop ISSUE FEE address above, or being facsimile transmitted to the USPTO (571) 273-2885, on the date indicated below.

(Depositor's name)

(Signature)

(Date)

Express Mail Label No: EV770975122US
 Date of Deposit: May 26, 2006

| APPLICATION NO. | FILING DATE | FIRST NAMED INVENTOR | ATTORNEY DOCKET NO. | CONFIRMATION NO. |
|-----------------|-------------|----------------------|---------------------|------------------|
| 09/725,030 | 11/29/2000 | Ashley Stuart Davis | | 8960 |

TITLE OF INVENTION: ANTI-S-PHASE TUBULIN LIGANDS

| APPLN. TYPE | SMALL ENTITY | ISSUE FEE | PUBLICATION FEE | TOTAL FEE(S) DUE | DATE DUE |
|----------------|--------------|-----------|-----------------|------------------|------------|
| nonprovisional | YES | \$700 | \$300 | \$1000 | 05/30/2006 |

| EXAMINER | ART UNIT | CLASS-SUBCLASS |
|---------------|----------|----------------|
| LUKTON, DAVID | 1654 | 514-019000 |

1. Change of correspondence address or indication of "Fee Address" (37 CFR 1.363).

☒ Change of correspondence address (or Change of Correspondence Address form PTO/SB/122) attached.

☐ "Fee Address" indication (or "Fee Address" Indication form PTO/SB/47; Rev 03-02 or more recent) attached. Use of a Customer Number is required.

2. For printing on the patent front page, list

(1) the names of up to 3 registered patent attorneys or agents OR, alternatively,

(2) the name of a single firm (having as a member a registered attorney or agent) and the names of up to 2 registered patent attorneys or agents. If no name is listed, no name will be printed.

1 Cozen O'Connor, P.C.

2

3

3. ASSIGNEE NAME AND RESIDENCE DATA TO BE PRINTED ON THE PATENT (print or type)

PLEASE NOTE: Unless an assignee is identified below, no assignee data will appear on the patent. If an assignee is identified below, the document has been filed for recordation as set forth in 37 CFR 3.11. Completion of this form is NOT a substitute for filing an assignment.

(A) NAME OF ASSIGNEE

Cytoskeleton Inc.

(B) RESIDENCE: (CITY and STATE OR COUNTRY)

Denver, CO

Please check the appropriate assignee category or categories (will not be printed on the patent): ☐ Individual ☒ Corporation or other private group entity ☐ Government

4a. The following fee(s) are enclosed:

☒ Issue Fee

☒ Publication Fee (No small entity discount permitted)

☒ Advance Order - # of Copies 10

4b. Payment of Fee(s):

☐ A check in the amount of the fee(s) is enclosed.

☐ Payment by credit card. Form PTO-2038 is attached.

☐ The Director is hereby authorized by charge the required fee(s), or credit any overpayment, to Deposit Account Number (enclose an extra copy of this form).

5. Change in Entity Status (from status indicated above)

☒ a. Applicant claims SMALL ENTITY status. See 37 CFR 1.27.

☐ b. Applicant is no longer claiming SMALL ENTITY status. See 37 CFR 1.27(g)(2).

The Director of the USPTO is requested to apply the Issue Fee and Publication Fee (if any) or to re-apply any previously paid issue fee to the application identified above. NOTE: The Issue Fee and Publication Fee (if required) will not be accepted from anyone other than the applicant; a registered attorney or agent; or the assignee or other party in interest as shown by the records of the United States Patent and Trademark Office.

Authorized Signature

Paul K. Legaard

Date May 26, 2006

Typed or printed name

Paul K. Legaard, Ph.D.

Registration No. 38,534

This collection of information is required by 37 CFR 1.311. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, Virginia 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450.

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